IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| MAIL STOP PCT | |
|--|---|
| National Stage of International Application No. PCT/JI | P2005/005480 under 35 U.S.C. 371 |
| For: PROCESS FOR PRODUCING 1,3- PROPANEDIOL AND/OR 3-HYDROXYPROPIONIC ACID |))) |
| Filed: September 26, 2006 |) Examiner: Not Yet Assigned |
| Application No.: Not Yet Assigned |) Group Art Unit: Not Yet Assigned |
| In re Application of: Shinzo YASUDA et al. |) |

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

STATEMENT UNDER 37 C.F.R. § 1.821

The information recorded in computer readable form (attached diskette) is identical to the written sequence listing.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Dated: October 6, 2006

Ernest F. Chapman Reg. No. 25,961

EFC/FPD/blc

Enclosures